

with a heavy heart—to bid aloha to my good friend, colleague, and brother DAN INOUE. It is hard for me to believe that the terrible news I just received is true. Senator INOUE was a true patriot and an American hero in every sense, and he is at this time in Hawaii the greatest leader.

He served his country as a soldier, receiving the highest honor our Nation can bestow. When we think of how he began to serve his Nation, it is difficult to believe the difficulty we had in Hawaii as Japanese Americans. To be a part of our Nation's military—we were denied. We were considered aliens of this country. But he was one of those who wanted to serve their country, and they went to the highest level to receive that dignity, and eventually they were given the honor to serve our country. As we now know, it became the greatest unit in military history, with the most decorations of any unit and also with the highest levels of decoration, of the Medal of Honor.

He served as a leader, the third longest serving Member of the U.S. Senate in our Nation's history. He served as a defender of the people of this country, championing historic charges for civil rights, including the equal rights of women, Asian Americans, African Americans, and Native Hawaiians. It is an incredible understatement to call him an institution. This Chamber will never be the same without him.

I remember, in our childhood in Hawaii, that Hawaii was a diversified place. Where I lived in Pauoa Valley, there were many Japanese families who lived around us. There were many nights that I spent sleeping in the homes of our Japanese families, ate their food, slept on the tatami on the floor, and I really was brought up with the Japanese families. So when the war broke out, I couldn't understand what was happening because there were families who were removed from the community, and, of course, at that time the Japanese American boys weren't allowed to be in the military, but they pursued it because they wanted to serve this country as well. This is why, in my time in Congress, I did focus on trying to help the Japanese Americans in this country and the Asians in this country as well and to help them achieve what they really earned.

I remember seeking the Medal of Honor for the unit and for those who fought in World War II, and I provided the Pentagon with 100 names from these units. I was really surprised that there were finally 21 of them who were selected for the Medal of Honor, and Senator INOUE was one of them. But that showed that they were willing to give their lives for this country, and they did. Since then, he has continued to serve his country.

We all used the G.I. bill to be educated in Hawaii. We went to the University of Hawaii, graduated from there, and went on to further degrees. They came back, in a sense, those who could help the communities, and became leaders.

In the case of DANNY INOUE, he was one of the ones who turned the tide in Hawaii politically since 1954, and by 1959 we became a State. Senator INOUE ran for office and was our first Member of the House. After one term, he moved to the Senate because Senator Long decided to retire. As a result, Senator Matsunaga was elected to the House and served the House and also the Senate as well, and he also was a member of the 100th infantry during World War II. But the Japanese Americans really served our country, and DANNY INOUE is one of those great leaders in the history of this country.

Through my career in Congress, I have been proud to be on Dan's team. We have worked on everything from appropriations to Native Hawaiian rights, to veterans and to defense. All of us in Hawaii looked up to him, and we are so sad to see him go.

DANNY INOUE leaves behind him a list of accomplishments unlikely to ever be paralleled. His lifelong dedication and hard work in the name of his beloved country, the United States of America, influenced every part of his life and set him apart, even in the Senate. He was a fierce advocate as a senior member of several committees, and the way he conducted himself commanded respect from all with whom he worked.

His legacy is not only the loving family he leaves behind, it can be seen in every mile of every road in Hawaii, in every nature preserve and every facility that makes Hawaii a safer place. He fulfilled his dream of creating a better Hawaii. He gave us access to resources and facilities that the mainland States, I would say, took for granted.

Tomorrow will be the first day since Hawaii became a State in 1959 that DANNY INOUE will not be representing us in Congress. Every child born in Hawaii will learn of DANNY INOUE, a man who changed the islands forever.

I join all of the people of Hawaii tonight in praying for his wife Irene, his son Ken, and his daughter-in-law Jessica; his stepdaughter Jennifer, and his grand-daughter Maggie, who really tickle his life. Whenever I had a chance to chat with him, we talked about Maggie. They brought him so much joy in his life and will carry his legacy forward.

I am going to miss DAN, and so will all of us here in the Senate, and this great country will also. He represented a true American, and for us in Hawaii, he represented a true Hawaiian in Hawaii. He served Hawaii and this country well.

DAN and I have worked so well together all these years. When I was in the House and on the Appropriations Committee there, we worked very well between the House and the Senate. Many of the renovations that have come about in Hawaii were because of Danny, and he really helped to shape Hawaii and this great country. He brought here on Earth a kind of life that people of our country and this

world can follow to be great citizens of the world.

DAN, my dear friend and colleague, you will be missed in Washington as much as you will be missed in Hawaii. Rest in peace. God bless you and your spirit.

Mr. President, I yield the floor.

The PRESIDING OFFICER. The Senator from North Carolina.

#### UNINTERRUPTED SCHOLARS ACT

Mrs. HAGAN. Mr. President, I ask unanimous consent that the HELP Committee be discharged from further consideration of S. 3472 and that the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A bill (S. 3472) to amend the Family Educational Rights and Privacy Act of 1974 to provide improvements to such Act.

There being no objection, the Senate proceeded to consider the bill.

Mrs. HAGAN. I further ask unanimous consent that the Landrieu substitute amendment, which is at the desk, be agreed to, the bill, as amended, be read a third time and passed, the motion to reconsider be made and laid upon the table, with no intervening action or debate, and any statements related to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 3345) was agreed to as follows:

(Purpose: In the nature of a substitute)

Strike all after the enacting clause and insert the following:

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Uninterrupted Scholars Act (USA)".

#### SEC. 2. FAMILY EDUCATIONAL RIGHTS AND PRIVACY.

Section 444(b) of the General Education Provisions Act (20 U.S.C. 1232g(b)) (commonly known as the "Family Educational Rights and Privacy Act of 1974") is amended—

(1) in paragraph (1)—

(A) in subparagraph (J)(ii), by striking "and" after the semicolon at the end;

(B) in subparagraph (K)(ii), by striking the period at the end and inserting "; and"; and

(C) by inserting after subparagraph (K), the following:

"(L) an agency caseworker or other representative of a State or local child welfare agency, or tribal organization (as defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b)), who has the right to access a student's case plan, as defined and determined by the State or tribal organization, when such agency or organization is legally responsible, in accordance with State or tribal law, for the care and protection of the student, provided that the education records, or the personally identifiable information contained in such records, of the student will not be disclosed by such agency or organization, except to an individual or entity engaged in addressing the student's education needs and authorized by such agency or organization to receive such disclosure and such

disclosure is consistent with the State or tribal laws applicable to protecting the confidentiality of a student's education records.”; and

(2) in paragraph (2)(B), by inserting “, except when a parent is a party to a court proceeding involving child abuse and neglect (as defined in section 3 of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5101 note)) or dependency matters, and the order is issued in the context of that proceeding, additional notice to the parent by the educational agency or institution is not required” after “educational institution or agency”.

The bill (S. 3472), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

#### ORDERS FOR TUESDAY, DECEMBER 18, 2012

Mrs. HAGAN. Mr. President, I ask unanimous consent that when the Senate completes its business today, it recess until 10 a.m. on Tuesday, December 18, 2012; that following the prayer and pledge, the Journal of proceedings be approved to date and the time for the two leaders be reserved for their use later in the day; that following any leader remarks, the Senate be in a period of morning business for 1 hour with Senators permitted to speak therein for up to 10 minutes each, with the time equally divided and controlled between the two leaders or their designees, with the majority controlling the first half and the Republicans controlling the final half; that following morning business, the Senate resume consideration of H.R. 1, the legislative vehicle for the emergency supplemental appropriations bill; and finally, that the Senate recess from 12:30 p.m. until 2:15 p.m. to allow for the weekly caucus meetings.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### RECESS UNTIL 10 A.M. TOMORROW

Mrs. HAGAN. If there is no further business to come before the Senate, I ask unanimous consent that it recess under the previous order.

There being no objection, the Senate, at 7:13 p.m., recessed until Tuesday, December 18, 2012, at 10 a.m.

#### NOMINATIONS

Executive nominations received by the Senate:

##### CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

RICHARD J. ENGLER, OF NEW JERSEY, TO BE A MEMBER OF THE CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD FOR A TERM OF FIVE YEARS, VICE WILLIAM E. WRIGHT, TERM EXPIRED.

##### NATIONAL MEDIATION BOARD

NICHOLAS CHRISTOPHER GEALE, OF VIRGINIA, TO BE A MEMBER OF THE NATIONAL MEDIATION BOARD FOR A TERM EXPIRING JULY 1, 2013, VICE ELIZABETH DOUGHERTY, RESIGNED.

LINDA A. PUCHALA, OF MARYLAND, TO BE A MEMBER OF THE NATIONAL MEDIATION BOARD FOR A TERM EXPIRING JULY 1, 2015. (REAPPOINTMENT)

##### IN THE AIR FORCE

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADES INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

LAURA A. BRODHAG

*To be colonel*

*To be major*

ARSHAD M. BACHELANI  
NICHELLE A. COOK  
JUSTIN P. FOX  
STEPHANY T. GODFREY  
JOHN D. KLEIN

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

*To be colonel*

WILLIAM R. BAEZ  
RENEE D. CARLSON  
MARGARET A. CURRY  
LORI L. EVERETT  
CHRISTOPHER A. GARZA  
KATHLEEN A. GATES  
DOUGLAS M. LITTLEFIELD  
RICHARD A. MCCLURE  
STEVEN A. REESE  
ERIC R. SCHMIDT  
DARRELL S. SMITH  
BRENT A. SONDAY  
COREY M. STANLEY  
BRYAN K. TALLENT  
RICHARD A. VANDERWEELE  
MICHAEL D. WEBB  
BRYCE G. WHISLER

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

*To be major*

JAKE R. ATWOOD  
FRANCIS E. BECKER  
STEVEN M. BENNETT, JR.  
SARAH S. BONG  
REBECCA K. BRINCKS  
FRANCISCO T. CARLOS  
KUN JANG CHANG  
CHI W. CHUNG  
ELIZABETH L. DANG  
MATTHEW A. DIETRICH  
ADAM J. EGGE  
NICHOLAS R. EINBENDER  
ARLENE SUGANDHI ESCHÉ  
MARK D. FINCHER  
MELISSA H. FISHER  
BRADLEY D. HARRELSON  
AARON J. HAYES  
MARK D. HOIKKA  
COLLIN D. HOLMAN  
DOUGLAS C. HOLMES  
MIN K. KIM  
BRANDON D. KOFFORD  
ANDREW Q. MADSON  
KEVIN T. MASKELL  
JARROD R. MCALEVY  
NOAH M. MILLER  
PAULENCIA L. MORRIS  
PAULA MORSE  
RYAN D. MURPHY  
MITZI J. PALAZZOLO  
JEREMIAH J. PARKER  
RACHAEL L. PARRISH  
PETER M. PEDALINO  
CAMERON L. PERIGO  
BRANDON M. PIEPER  
DEANDRA M. PRICE NEWBY  
KELLY A. RAMEY  
THOMAS B. REYNOLDS  
JEFFREY B. ROBINSON  
ANITA M. SHADE  
BENJAMIN A. SHIRLEY  
LISA J. SHOFF  
NIKOLAY SKY  
MATTHEW S. STRATMEYER  
JOHN D. TEEPE  
MEGHAN J. VANDERHEIDEN  
ROBERT R. WATSON  
MATTHEW T. WILSON  
BRENT J. WINWARD  
ROSS A. YOST  
MICHAEL R. ZACHAR

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

*To be colonel*

KRISTEN J. BEALS  
TERESA O. BISNETT  
DAVID E. BLOCKER  
CHRISTOPHER J. BORCHARDT  
KIMBERLY R. BRADLEY  
DAVID S. BUSH  
ALESIA C. CARRIZALES  
JAMES A. CHAMBERS  
ARTEMIO C. CHAPA  
DIXON L. CHRISTIAN  
JOSEPH CONNOLLY III  
JOHN J. COTTON  
RITA L. DUBOYCE  
TIM D. DUFFY  
CHRISTINE R. ERDIELALENA  
JOYCE PASTORE FIEDLER  
VAL W. FINNELL  
HOWARD R. GIVENS  
PAUL D. GLEASON II  
KERYL J. GREEN  
CHRISTOPHER M. GRUSSENDORF

MELINDA B. HENNE  
MARK A. HINTON  
DUNCAN G. HUGHES  
KATHRYN G. HUGHES  
CONSTANCE L. JACKSON  
MONICA L. JOHNSON  
SAMUEL O. JONES IV  
WARREN R. KADRMAS  
GREGORY A. KENNEBECK  
ROBERT S. KENT  
CHETAN U. KHAROD  
STEVEN M. KINDSVATER  
TODD T. KOBAYASHI  
DONALD C. KOWALEWSKI  
JEFFREY D. KUETER  
JANICE M. LANGER  
JEFFREY D. MCNEIL  
DANIEL I. MIRSKI  
TERENCE B. MITCHELL  
ANDREW E. MOORE  
PATRICK M. MUEHLBERGER  
MARK A. NASSIR  
JUSTIN B. NAST  
STEPHEN L. NELSON, JR.  
THOMAS C. NEWTON  
WILFREDO J. NIEVES  
CHRISTOPHER P. PAULSON  
JOSEPH A. POOREVA  
MICHAEL RAJNICK  
DAVID M. ROGERS  
DOUGLAS M. ROUSE  
JAMES M. SCOTT III  
YVONNE M. SCULLEY  
FERNANDO SILVA  
BRANDON T. SNOOK  
RICHARD J. STRILKA  
ROBERT T. SULLIVAN  
GREGORY B. SWEITZER  
MICHAEL A. TALL  
NATHAN L. TAYLOR  
ROBERT E. THAXTON  
NICOLE M. THOMAS  
ANTHONY P. TVARYANAS  
ANTHONY W. WALDROUP  
DANIEL J. WATTENDORF  
LEE D. WILLIAMS  
PAMELA M. WILLIAMS  
MICHAEL J. WOOD  
BRUCE A. WOODFORD  
ROBERT R. YORK  
SHAWN P. ZARR  
JIANZHONG J. ZHANG

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

*To be lieutenant colonel*

TANSEL ACAR  
DEBORAH L. ASHCRAFTOLMSCHIED  
AREZOO BARANI  
ELHAM BARANI  
STEVEN W. BLACK  
JACK K. CHUNG  
PEGGY L. DICKSON  
WILLIAM J. DICKSON  
AMY E. DYER  
JEFFREY A. FORD  
STEPHEN R. GASPAROVICH  
JEREMY D. HAMAL  
BRENT E. HAVEY  
FRED P. KREY  
SCOTT J. LAFONT  
DAVID R. LUKE III  
BRENT D. MARTIN  
ROGER L. MILLER  
BRIAN G. MIN  
MICHELLE M. MOFFA  
LEON A. NIEH  
SHANNON K. O KEEFE  
PATRICK B. PARSONS  
MARK D. ROBERTS  
JEREMY F. SCARPATE  
KHURRAM M. SHAHZAD  
OSCAR R. SUAREZ SANCHEZ  
JAMES R. THOMPSON  
SCOTT E. THOMSON  
BRANDON H. WILLIAMS

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 624:

*To be lieutenant colonel*

SAMUEL E. AIKELE  
PETER S. AIREL  
ROBIN S. AKINS  
NIMA A. ALINEJAD  
ANDREW T. ALLEN  
GREGORY W. ANDERSON  
MARK A. ANDERSON  
MICHELLE K. ANTON  
TIMOTHY P. BALLARD  
ROBERT L. BALTZER, JR.  
JASON BARNETT  
LURA M. BAUGH  
MICHAEL J. BENCA  
RONALD M. BERNARDIN III  
JONATHAN M. BISHOP  
BRYSON D. BORG  
TRACY K. BOZUNG  
REBEKAH G. BRISCOE  
ANTOINETTE T. BURNS  
CASSANDRA J. BURNS  
KENT D. BURR  
SAMANTHA L. BUTLER  
LYDIA CARPENTER